THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO.9639 of 2006

Dated: 10-07-2006

Mohd. Waseemuddin and eighteen others.

..... PETITIONERS

AND

The Government of Andhra Pradesh,
rep. by its Secretary, Hyderabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION NO.9639 of 2006

ORDER:

The petitioners, who are nineteen in number, filed the instant writ petition seeking a direction to the respondents to consider their representations for regularization of the land in their possession as there are no cases pending except the civil suits filed by them on the file of the Court of the Additional Junior Civil Judge, Ranga Reddy District.

It is the case of the petitioners that the land in survey Nos.11/23, 11/25, 11/27 and 11/33 situated at Khanmet, Chandanagar, Nayak Thanda, Serilingampally Mandal, Ranga Reddy District, originally belong to Gurukul Gatkeswar Trust (GGT). As the land was in possession of persons belonging to scheduled tribe for a long period, GGT entered into a memorandum of understanding (MOU) on 30-05-1982 with lambadas, where under it allegedly relinquished its right over the land in possession of lambadas. Thereafter the petitioners herein allegedly purchased the land admeasuring 1000 sq. yards each from lambadas in 1983 under agreements of sale. As sale deeds were not registered though sale consideration was paid, the petitioners filed suits for specific performance of agreements of sale, being O.S.Nos.12, 13, 28 to 32, 42 to 44, 3636 to 3638, 3650 to 3654 and 3656 of 2006, on the file of the Additional Junior Civil Judge, Ranga Reddy District, which are pending. The petitioners also obtained orders of ad interim injunction. They allege that the officials of Endowments Department are now claiming the land. Therefore, all the petitioners made applications to the first respondent seeking regularisation of their occupation and right on the land, and the same were not considered on the ground that suits are pending. Therefore, the present writ petition is filed.

When the matter was heard at the preliminary stage, the learned counsel for the petitioners sought time for placing information before this Court regarding latest stage of the suits filed by the petitioners. Today, a list to that effect is filed showing that in as many as six suits, the second defendant is set ex parte and in all other suits, though suit summonses are served and the defendants are represented by lawyers, written statements are not filed. Therefore, the respondents are not unjustified in not taking up the case of the petitioners for regularization in view of the pendency of the suits. In this background the learned counsel for the petitioners would only made a request to direct the Civil Court to dispose of the matters as expeditiously as possible. Therefore, instead of keeping the matter pending, the writ petition is disposed of directing the

Additional Junior Civil Judge, Ranga Reddy District, to dispose of all the suits, being O.S.Nos.12, 13, 28 to 32, 42 to 44, 3636 to 3638, 3650 to 3654 and 3656 of 2006, within a period of six months from the date of filing of written statements by the contesting defendants. It shall be open to the petitioners to raise all the grounds in the suit as per their pleadings. No costs.

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V.V.S.RAO, J

10th July 2006
ghn